

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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MICHAEL NGUYEN and KELLY NGUYEN,)
Individually And On Behalf of All Others) Case No. 1:16-CV-3545-AJN-OTW
Similarly Situated,)
Plaintiffs,) HON. ALISON J. NATHAN
vs.)
NEWLINK GENETICS CORPORATION,)
CHARLES J. LINK, JR., and NICHOLAS N.)
VAHANIAN,)
Defendants.)

)

**[PROPOSED] ORDER GRANTING LEAD COUNSEL'S UNOPPOSED MOTION FOR
AUTHORIZATION TO DISBURSE COURT APPROVED ATTORNEYS' FEES AND
LITIGATION EXPENSES FROM SETTLEMENT FUND HELD IN COURT REGISTRY**

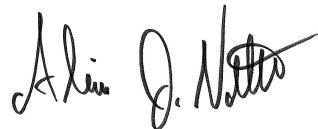
This matter came before the Court on Lead Counsel's unopposed motion seeking authorization to disburse Court-approved Attorneys' Fees and Litigation Expenses from the Settlement Fund held in the Southern District of New York's Court Registry Investment System ("CRIS"). The Court, having granted final approval of the Settlement of the above-captioned class action on the terms set forth in the Amended Stipulation and Agreement of Settlement dated March 24, 2021 (Dkt. No. 105) ("Amended Stipulation"), pursuant to the Final Judgment and Order of Dismissal with Prejudice (Dkt. No. 133) (the "Final Judgment"), Order Approving Plan of Allocation (Dkt. No. 134) (the "Allocation Order"), and Order Awarding Attorneys' Fees and Litigation Expenses, and Award to Lead Plaintiff (Dkt. No. 132) (the "Fee and Expense Order"), all dated September 22, 2021, and having consideration the motion, and good cause appearing,

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

1. This Order incorporates by reference the definitions in the Amended Stipulation and all capitalized terms not otherwise defined herein shall have the same meanings as set forth in the Amended Stipulation.
2. Pursuant to the Court's Final Judgment, Allocation Order, and Fee and Expense Order, the Court authorizes the following disbursements from the Settlement Fund held in the Court's CRIS account:
 - a. \$51,239.46 in payment of Lead Counsel's litigation expenses, plus any accrued interest and minus duly authorized registry fees, by electronic wire payable to "Kahn Swick & Foti, LLC."
 - b. The entirety of the remaining funds of \$4,500,000.00, plus any accrued interest and minus duly authorized registry fees, for payment of Lead Counsel's attorneys' fees, by electronic wire payable to "Kahn Swick & Foti, LLC."

3. Each of the payments referenced in ¶ 2 of this Order shall be electronically wired to:

Lewis S. Kahn, Esq.
Kahn Swick & Foti, LLC
1100 Poydras Street, Suite 3200
New Orleans, LA 70163



DATED: 12/17/21

THE HONORABLE ALISON J. NATHAN
UNITED STATES DISTRICT JUDGE
SOUTHERN DISTRICT OF NEW YORK